

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

SHUMWAY ET AL.

Serial No.: **10/799,810**

Filed: **MARCH 12, 2004**

Title: **"SURFACTANT-FREE EMULSIONS AND
METHODS OF USE THEREOF"**

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Group Art Unit: **1712**

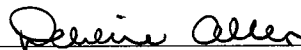
Examiner: **FIGUEROA, JOHN J.**

Atty. Docket No: **HES 2003-IP-012703U1**

**CERTIFICATE OF FILING ELECTRONICALLY VIA EFS
MPEP 503**

I HEREBY CERTIFY THAT I HAVE A REASONABLE BASIS FOR BELIEF THAT THIS
CORRESPONDENCE IS BEING SUBMITTED TO THE UNITED STATES PATENT AND
TRADEMARK OFFICE VIA EFS (ELECTRONICALLY) ON THE DATE INDICATED
BELOW, AND IS ADDRESSED TO:

HONORABLE COMMISSIONER FOR PATENTS
P.O. BOX 1450
ALEXANDRIA, VA 22313-1450



DEBBIE ALLEN

SEPTEMBER 6, 2006

DATE OF SUBMISSION:
ELECTRONIC FILING (EFS)

MAIL STOP AMENDMENT
Honorable Commissioner of Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TERMINAL DISCLAIMER

Honorable Commissioner:

Halliburton Energy Services, Inc., the owner of all right, title and interest in and to the above patent application and co-pending Application No. 10/829,484, (hereinafter "the '484 Application") hereby disclaims, under the provisions of 37 C.F.R. § 1.321, the terminal part of any patent granted on the above-identified patent application which would extend beyond the expiration date of any patent issuing from the '484 Application.

Assignee also hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as any patent issuing from the '484 Application, this agreement to run with any

Terminal Disclaimer

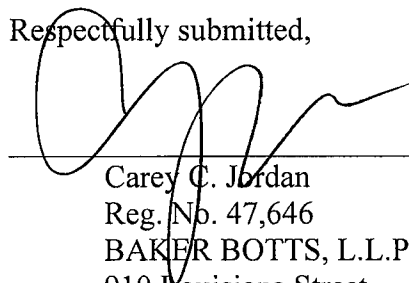
patent granted on the above-identified application and to be binding upon the grantee, their successors and assigns.

In making the above disclaimer, Assignee does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term, as defined in 35 U.S.C. §§ 154-156 and 173, of any patent issuing from the '484 Application, as presently shortened by any terminal disclaimer filed prior to the patent grant, in the event that any such granted patent expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or is terminally disclaimed under 37 C.F.R. § 1.321, has all claims cancelled by a reexamination certificate, is reissued or is in any manner terminated prior to the expiration of its full statutory term as shortened by any terminal disclaimer filed prior to its grant.

The Commissioner has been authorized to debit the Deposit Account of Baker Botts L.L.P. Deposit, No. 02-0383, Order Number 063718.0454 in the amount of \$130.00 for the terminal disclaimer fee under 37 C.F.R. § 1.20(d). Should the Commissioner deem that any additional fees are due, including any fees for extensions of time, Applicants respectfully request that the Commissioner accept this as a petition therefor, and direct that any additional fees be charged to the Deposit Account of Baker Botts L.L.P., No. 02-0383, Order Number 063718.0454, for any underpayment of fees that may be due in association with this filing.

The undersigned is an attorney of record in the present case.

Respectfully submitted,



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